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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA
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11 DAVID L. QUILL,

12 Petitioner,

2:97-cv-2419-GEB-GGH-P

13 vs.

14 GEORGE M. GALAZA,

15 Respondent.

ORDER

16 _____/
17 Petitioner, a state prisoner proceeding pro se, has filed this application for a writ
18 of habeas corpus pursuant to 28 U.S.C. § 2254. The matter was referred to a United States
19 Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local General Order No. 262.

20 On December 15, 2008, the magistrate judge filed findings and recommendations
21 herein which were served on all parties and which contained notice to all parties that any
22 objections to the findings and recommendations were to be filed within twenty days. Petitioner
23 has filed objections to the findings and recommendations.

24 In accordance with the provisions of 28 U.S.C. § 636(b)(1)(C) and Local Rule
25 72-304, this court has conducted a de novo review of this case. Having carefully reviewed the

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1 entire file, the court finds the findings and recommendations to be supported by the record and by
2 proper analysis.

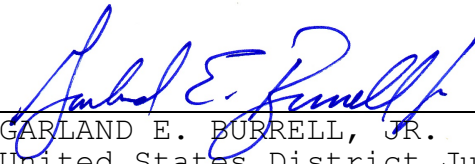
3 Accordingly, IT IS HEREBY ORDERED that:

4 1. The findings and recommendations filed December 15, 2008, are adopted in
5 full;

6 2. Respondent's June 20, 2008, motion to dismiss (Docket No. 24) is granted;
7 and

8 3. This action is dismissed.

9 Dated: January 23, 2009

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12 GARLAND E. BURRELL, JR.
13 United States District Judge
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